



PATENT
Docket No.: 1819/100131

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Naoya Katoh, Noboru Ohta, Mitchell Rosen)
and Suxue Quan)
Serial No. : 09/814,634)
Cnfrm. No. : 6293)
Filed : March 22, 2001)
For : A SYSTEM AND METHOD FOR)
ANALYZING, OPTIMIZING AND/OR)
DESIGNING SPECTRAL SENSITIVITY)
CURVES FOR AN IMAGE DEVICES)

Examiner:
Rashawn N. Tillery

Art Unit:
2612

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop _____
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JUL 26 2004

Technology Center 2600

Dear Sir:

In response to the June 16, 2004, Restriction Requirement, Applicants hereby elect the species of Figure 3A and claims 1-11 and 22-32, with traverse. Applicants traverse the restriction requirement on the basis that the claims of the present application are closely related and, therefore, require common areas of search and consideration. Since no serious burden exists for search and examination of the groups defined in the outstanding office action, no benefit is derived from imposing restriction among Figures 3A, 3B, 4A, 4B, and 5. Therefore, the restriction requirement should be withdrawn. In view of all of the foregoing, Applicants submits that this case is in condition for allowance and such allowance is earnestly solicited.

Respectfully submitted,

Date: July 15, 2004

Gunnar G. Leinberg
Gunnar G. Leinberg
Registration No. 35,584

NIXON PEABODY LLP
Clinton Square, P.O. Box 31051
Rochester, New York 14603-1051
Telephone: (585) 263-1014
Facsimile: (585) 263-1600


Certificate of Mailing - 37 CFR 1.8(a)	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450, on the date below.	
Date <u>7/15/04</u>	<u>Sherri A. Moscato</u> Sherri A. Moscato

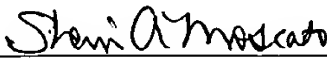


2612

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/814,634	
	Filing Date	March 22, 2001	
	First Named Inventor	Naoya Katoh et al.	
	Group Art Unit	2612	
	Examiner Name	Rashawn N. Tillery	
Total Number of Pages in This Submission		Attorney Docket Number	1819/100131

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> A copy of the Notice to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt with Enclosures <input checked="" type="checkbox"/> A self-addressed, prepaid postcard for acknowledging receipt <input type="checkbox"/> Other Enclosure(s) (please identify below): <div style="text-align: center;">RECEIVED JUL 26 2004 Technology Center 2600</div>
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 14-1138 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Gunnar G. Leinberg, Esq. Nixon Peabody LLP Clinton Square, P.O. Box 31051 Rochester, New York 14603-1051 Telephone: (585) 263-1014 Fax: (585) 263-1600
Signature	 Registration No. 35,584
Date	July 15, 2004

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]	
I hereby certify that this correspondence is being:	
<input checked="" type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop _____, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450	
<input type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) _____	
July 15, 2004 Date	 Signature Sherri A. Moscato Typed or printed name